

Introduced June 6, 2011  
Public hearing \_\_\_\_\_  
Council action June 6, 2011  
Executive action \_\_\_\_\_  
Effective date \_\_\_\_\_

## County Council of Howard County, Maryland

2011 Legislative Session

Legislative day # 7

### BILL NO. 39-2011 (ZRA - 133)

Introduced by: The Chair  
at the request of Robert Styer

**AN ACT** amending the Howard County Zoning Regulations to remove Limited Outdoor Social Assemblies as a permitted Conditional Use; and generally relating to Limited Outdoor Social Assemblies.

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Introduced and read first time June 6, 2011. ~~Ordered posted and hearing scheduled.~~  
withdrawn on introduction on June 6, 2011

By order Stephen LeGendre  
Stephen LeGendre, Administrator to the County Council

Having been posted & notice of time & place of hearing and title of Bill having been published according to Charter, the Bill was read for a second time at a public hearing on \_\_\_\_\_, 2011 and concluded on \_\_\_\_\_, 2011.

By order \_\_\_\_\_  
Stephen LeGendre, Administrator to the County Council

This Bill was read the third time \_\_\_\_\_, 2011 and Passed\_\_\_\_, Passed with amendments\_\_\_\_, Failed\_\_\_\_.

By order \_\_\_\_\_  
Stephen LeGendre, Administrator to the County Council

Sealed with the County Seal and presented to the County Executive for approval this \_\_\_\_\_ day of \_\_\_\_\_, 2011 at \_\_\_\_\_ a.m./p.m.

By order \_\_\_\_\_  
Stephen LeGendre, Administrator to the County Council

Approved/vetoed by the County Executive on \_\_\_\_\_, 2011.

\_\_\_\_\_  
Ken Ulman, County Executive

NOTE: [[text in brackets]] indicates deletions from existing law; TEXT IN ALL CAPITALS indicates additions to existing law. Strikeout indicates material deleted by amendment; Underlining indicates material added by amendment.

1 *Section 1. Be it enacted by the County Council of Howard County, Maryland, that the Howard*  
2 *County Zoning Regulations are hereby amended to read as follows:*

4 *By repealing:*

5 *Section 131 "Conditional Uses"*

6 *Subsection N. "Conditional Uses and permissible Zoning Districts"*

7 *Number 32. "Limited Outdoor Social Assemblies"*

9 **Howard County Zoning Regulations**

11 **SECTION 131: Conditional Uses**

13 **N. Conditional Uses and permissible Zoning Districts**

15 The Hearing Authority may grant conditional uses in the specified districts in accordance with the  
16 following minimum criteria.

18 **[[32. Limited Outdoor Social Assemblies**

19 A conditional use may be granted for limited outdoor social assemblies in the RC District,  
20 provided that:

21 a. The lot is the site of a historic structure as defined in these regulations.

22 b. The minimum lot size is 5 acres or greater.

23 c. If the driveway providing access to the proposed site is shared with other properties or  
24 has direct access to and frontage on a local road, the petitioner shall demonstrate that the  
25 use will not result in damage to or deterioration of the shared driveway or in increased  
26 hazards to other users of the driveway or local road. The Hearing Authority shall  
27 prescribe appropriate conditions and safeguards to ensure the conditional use operator's  
28 responsibility for repair of any damage or deterioration of the shared driveway caused by  
29 the conditional use, including requirements for surfacing of access driveways. [Council  
30 Bill 6-2009 (ZRA 107) Effective 5/6/09]

31 d. The limited outdoor social assemblies are the following private functions: Picnics,  
32 weddings, anniversary/retirement parties, bridal or baby showers, not for profit  
33 organization fund raisers, banquets, rehearsal dinners, philanthropic events, or other  
34 similar events.

35 e. No permanent structures, including catering or restaurant facilities shall be constructed on  
36 site.

1 f. The outdoor assembly area is located and designed to shield residential property from  
2 noise or nuisance and screened from adjacent residential properties.

3 g. Limited social assembly events shall have the following limitations:

4 (1) Maximum capacity is not to exceed 150 attendees;

5 (2) No more than 25 of these events shall be held within a one year period.

6 (3) Operation hours shall be restricted to between 9:00 a.m. and 10:00 p.m., Monday  
7 thru Thursday; between 12:00 p.m. and 12:00 a.m., Friday and Saturday; and  
8 between 12:00 p.m. and 10:00 p.m., Sunday.

9 h. All event activities occur outdoors.

10 i. Special events with catered food or food prepared on-site are subject to review by the  
11 food protection program of the Howard County Department of Health and may require a  
12 special events permit. The conditional use may not commence until the applicant has  
13 obtained approval of all necessary permits for its operation. Tents, spot-a-pots or other  
14 temporary uses associated with the event shall be removed from the site within 3 days  
15 after the event.]]

16  
17  
18 *Section 2. Be it further enacted by the County Council of Howard County, Maryland, that the Director of*  
19 *the Department of Planning and Zoning is authorized to publish this Act, to correct obvious errors in*  
20 *section references, numbers and references to existing law, capitalization, spelling, grammar, headings*  
21 *and similar matters.*

22  
23 *Section 3. And be it further enacted by the County Council of Howard County, Maryland, that the*  
24 *provisions of this act shall become effective 61 days after enactment.*